

STATE OF NEVADA



COMMISSION ON ETHICS

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**COMMISSION PANEL DETERMINATION
REGARDING JUST AND SUFFICIENT CAUSE
NRS 281.511(3)**

COMMISSION PANEL: MARK HUTCHISON AND CAREN JENKINS

**IN THE MATTER OF THE REQUEST FOR OPINION
CONCERNING THE CONDUCT OF
John Hawk, Member, State Board of Education**

**Request for Opinion
No. 04-34**

On July 16, 2004 pursuant to NRS 281.462, a Commission Panel reviewed the Executive Director's Report and Recommendation Regarding Just and Sufficient Cause, the request for opinion filed herein, and all related documents and determined that just and sufficient cause exists for the Commission to hold a hearing and render an opinion on the allegations that Mr. Hawk violated the provisions of NRS 281.481(1), NRS 281.481(2), NRS 281.501(2), NRS 281.501(4), NCOE Advisory Opinion No. 03-48, and other relevant provisions of ethics law. The Panel further determined that just and sufficient cause does not exist for the Commission to hold a hearing and render an opinion on the allegations that Mr. Hawk violated the provisions of NRS 281.481(9).

The Request for Opinion is, therefore, REFERRED TO THE NEVADA COMMISSION ON ETHICS, and is scheduled for hearing on Wednesday, August 18, 2004 in Carson City, Nevada.

DATED: July 16, 2004

Stacy M. Jennings
Stacy M. Jennings, MPA, Executive Director

CERTIFICATE OF MAILING

I certify that I am an employee of the Nevada Commission on Ethics and that on this day at Carson City, Nevada, I placed a true and correct copy of the Commission Panel Determination Regarding Just and Sufficient Cause in an envelope and deposited same in the mail, postage prepaid, addressed as follows:

John Hawk
1366 Tranquil Skies
Henderson, NV 89012

Dated: July 16, 2004

Emily H. Nunez
Administrative Assistant
Nevada Commission on Ethics

Clarification Regarding Panel Determination

The panel found credible evidence exists, by virtue of the fact that John Hawk provided his name as the primary contact for the charter school application of Nevada State High School submitted to the Nevada Department of Education for completeness review, that Mr. Hawk may have used his position in government to secure unwarranted privileges, preferences, exemptions, or advantages in violation of NRS 281.481(2).

Stacy M. Jennings

Executive Director

Nevada Commission on Ethics

July 16, 2004